

JOSEPH P. RUSSONIELLO (CABN 44332)
United States Attorney

BRIAN J. STRETCH (CSBN 163973)
Chief, Criminal Division

ANDREW P. CAPUTO (CSBN 203655)
Assistant United States Attorney

450 Golden Gate Avenue, Box 36055
San Francisco, California 94102
Telephone: (415) 436-7004
Facsimile: (415) 436-7234
E-Mail: andrew.caputo@usdoj.gov

Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)	No. CR 06-0657 SI
)	
Plaintiff,)	STATUS REPORT AND [PROPOSED]
)	ORDER
v.)	
)	
ALEXANDER BASSIGNANI,)	
)	
Defendants.)	

The Court previously directed the parties to file a report by May 15 concerning the status of the government's interlocutory appeal of the suppression order this Court entered on August 20, 2007.

In an opinion issued on March 25, 2009, the Ninth Circuit reversed this Court's suppression order. On April 15, 2009, defendant Alexander Bassignani filed a petition for rehearing en banc. The Ninth Circuit has ordered the United States to file a response to defendant's rehearing petition. That response is due in the Ninth Circuit on May 29, 2009.

In light of these ongoing proceedings in the appellate court, the parties recommend that the Court order them to file an additional status report no later than July 15, 2009.

STATUS REPORT AND [PROPOSED] ORDER
CR 06-0657 SI

1 Dated: May 15, 2009

Respectfully submitted,

2 JOSEPH P. RUSSONIELLO
3 United States Attorney

4 /s/
5 ANDREW P. CAPUTO
6 Assistant United States Attorney


7 /s/
8 STEPHEN SHAIKEN
9 Attorney for Defendant

10 **[PROPOSED] ORDER**

11 Having reviewed the parties' report on the status of the interlocutory proceedings in the
12 Ninth Circuit, the Court ORDERS the parties to file an additional status report no later than July
13 15, 2009.

14 IT IS SO ORDERED.

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16 DATED: May ___, 2009

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18 HONORABLE SUSAN ILLSTON
19 United States District Judge
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